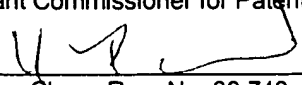



CERTIFICATE OF MAILING

I hereby certify that this paper is being deposited with the U.S. Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, DC 20231 on June 28, 2002.


Y. Ping Chow, Reg. No. 30,740


JUL 08 2002

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of : Group Art Unit: 1615
David F. O'Brien, et al. : Examiner: Kishore, G.S.
Application No: : Customer No.: 25213
09/728,716

Filed: :
November 30, 2000

COPY OF PAPERS
ORIGINALLY FILED

For: **RADIATION SENSITIVE LIPOSOMES**

Assistant Commissioner for Patents
Washington, DC 20231

Sir:

TRANSMITTAL LETTER FOR INFORMATION DISCLOSURE STATEMENT

Transmitted herewith for filing in the above-entitled patent application is an Information Disclosure Statement, in compliance with 37 CFR 1.97, with referenced documents [C1]. Also included is a return postcard.

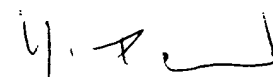
- [] The Information Disclosure Statement is being submitted: (a) within three months of the filing date, or (b) before the mailing date of the first Office action on the merits. **Therefore, no fee is due under 37 CFR 1.97(b).**
- [] The Information Disclosure Statement is submitted more than three months after the filing date and after the mailing date of the first Office action on the merits, but, before a final action under § 1.113 or a notice of allowance under § 1.311. Applicant(s)' attorney hereby certifies under 37 CFR 1.97(e)(1) that each item of information contained in the Information Disclosure Statement was cited in a communication from a foreign patent office on a counterpart foreign application not more than three months prior to the filing of the Statement. **Therefore, no fee is due under 37 CFR 1.97(c).**
- [X] The Information Disclosure Statement is submitted more than three months after the filing date and after the mailing date of the first Office action on the merits, but, before a final action under § 1.113 or a notice of allowance under § 1.311. Applicant(s)' attorney hereby certifies under 37 CFR 1.97(e)(2) that no item of information contained in the Information Disclosure Statement was cited in a communication from a foreign patent office in a foreign counterpart application, or, to the undersigned Attorney's knowledge after making reasonable inquiry, was known to any

person designated in §1.56(c) more than three months prior to the filing of the Statement.
Therefore, no fee is due under 37 CFR 1.97(c).

Deposit Account Authorization

- ☐ The Information Disclosure Statement is submitted more than three months after the filing date and after the mailing date of the first Office action on the merits, but, before a final action under § 1.113 or a notice of allowance under § 1.311, without certification under 37 CFR 1.97(e). Therefore, *only if this entry is checked in the left margin*, the **\$180.00** fee set forth in §1.17(p) is authorized below.
- ☐ The Information Disclosure Statement is submitted after the mailing date of a final action under § 1.113 or a notice of allowance under § 1.311, but before payment of the issue fee.
- ☐ Applicant(s)' attorney hereby certifies under 37 CFR 1.97(e)(1) that each item of information contained in the Information Disclosure Statement was cited in a communication from a foreign patent office on a counterpart foreign application not more than three months prior to the filing of the Statement.
- ☐ Applicant(s)' attorney hereby certifies under 37 CFR 1.97(e)(2) that no item of information contained in the Information Disclosure Statement was cited in a communication from a foreign patent office in a foreign counterpart application, or, to the undersigned Attorney's knowledge after making reasonable inquiry, was known to any person designated in §1.56(c) more than three months prior to the filing of the Statement.
- Applicant(s) hereby petition requesting consideration of the Information Disclosure Statement. Therefore, *only if this entry is checked in the left margin*, the **\$180.00** petition fee set forth in § 1.17(i)(1) is authorized below.
- ☒ The Commissioner is hereby authorized to charge any additional fees or credit any overpayment to Deposit Account No. 08-1641, referencing attorney docket number 15907-0022. A duplicate of this document is enclosed.

Respectfully submitted,



Y. Ping Chow
Reg. No. 30,740

Heller Ehrman White & McAuliffe LLP
275 Middlefield Road
Menlo Park, CA 94025-3506
tel: (650) 324-7184
fax: (650) 324-0638

Date: June 28, 2002

(37 CFR 1.56, 1.97, and 1.98)

STATEMENT
JUL 08 2002
PATENT OFFICE
US PATENT

APPLICATION NO.
09/728,716

David F. O'Brien et al.

GROUP	1615
-------	------

US PATENT DOCUMENTS

FOREIGN PATENT DOCUMENTS

OTHER DOCUMENTS

EXAMINER'S SIGNATURE

DATE CONSIDERED

* If an asterisk is placed beside the reference number, a copy is not provided because the reference was previously cited by or submitted to the PTO in a prior application that is identified in the statement and relied upon for an earlier filing date under 35 USC 120. 37 CFR 1.98(d).